

4 c.u.  
EJC

# **Notice of Allowability**

Application No.

10/828,690

Examiner

Hung T. Vy

Applicant(s)

DURHAM ET AL.

Art Unit

2821

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the preliminary amendment filed on 05/05/2005.
2. ☒ The allowed claim(s) is/are 1-22.
3. ☒ The drawings filed on 22 April 2005 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All b) ☐ Some\* c) ☐ None of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

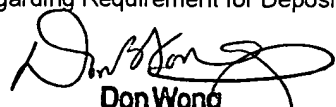
Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

## **Attachment(s)**

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date 4/21/2005
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☒ Interview Summary (PTO-413), Paper No./Mail Date 5/5/05
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

  
**Don Wong**  
**Supervisory Patent Examiner**  
**Technology Center 2800**

Art Unit: 2821

1. In response to the preliminary amendment filed on 05/05/2005, claims 1-22 are allowed.

**Remarks**

2. Page 2 of the terminal disclaimer is hereby replaced with page 2 submitted 05/06/2005 as a remedy to a typo.

**Reasons for Allowance**

3. Claims 1-22 are allowed.

The following is an examiner's statement of reason for allowance:

None of the references of record teaches or suggests the claimed a reflector antenna system and a method for using a phased array antenna comprising, along with all the other claimed feature, a phased array antenna positioned in the antenna beam between said at least one antenna reflector and said feed device, said **phased array antenna** positioned in the first antenna beam and comprising **first and second arrays of antenna elements** coupled together in back-to-back relation, said first array facing said at least one antenna reflector, and said second array facing away from said at least one antenna reflector, and a **controller connected to said first and second arrays** of antenna elements and being switchable between a reflecting mode and a direct mode; said controller when in the reflecting mode for causing a plurality of back-to-back pairs of first antenna elements from said first and second arrays to define at least one feed-through zone for the first antenna beam, and for causing a plurality of second antenna elements in said first array to define at least one first active zone for the first antenna beam; said controller when in the direct mode for causing a plurality of antenna

Art Unit: 2821

elements in said second array to define at least one second active zone for a second antenna beam.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance".

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hung Vy whose telephone number is (571) 272-1954. The examiner can normally be reached on Monday-Friday 8:30 am - 5:30pm. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Don Wong can be reached on (571) 272-1834. The fax numbers for the organization where this application or proceeding is assigned are (703) 308-7722 for regular communications and (703) 308-7722 for After Final communications.

Information regarding the status of an application may be obtained from the patent Application Information Retrieval (PAIR) system. Status information for published application may be obtained from either private Pair or Public Pair. Status information for unpublished applications is available through Private Pair only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have question on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). [http://www.bbc.co.uk/vietnamese/meta/tx/nb/viet2300\\_au\\_nb.ram](http://www.bbc.co.uk/vietnamese/meta/tx/nb/viet2300_au_nb.ram)

Hung T. Vy  
Art Unit 2821  
May 13, 2005.

Application/Control Number: 10/828,690

Page 4

Art Unit: 2821

  
Don Wong  
Supervisory Patent Examiner  
Technology Center 2800